

1 ROPERS, MAJESKI, KOHN & BENTLEY
STEPHEN J. ERIGERO
2 Nevada Bar. No. 11562
TIMOTHY J. LEPORE
3 Nevada Bar No. 13908
3753 Howard Hughes Pkwy., Suite 200
4 Las Vegas, Nevada 89169
Telephone: (702) 954-8300
5 Facsimile: (213) 312-2001
Email: stephen.erigero@rmkb.com
6 timothy.lepore@rmkb.com

7 Attorneys for Defendant
CERTAIN UNDERWRITERS AT LLOYD'S,
8 LONDON

9
10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA

12 CENTEX HOMES, a Nevada general
13 partnership,

14 Plaintiff,

15 v.

16 NAVIGATORS SPECIALTY
INSURANCE COMPANY, a New York
17 corporation; EVEREST NATIONAL
INSURANCE COMPANY, a Delaware
18 corporation; INTERSTATE FIRE &
CASUALTY COMPANY, an Illinois
19 corporation; LEXINGTON INSURANCE
COMPANY, a Delaware corporation;
20 FEDERAL INSURANCE COMPANY; an
Indiana corporation, and
21 UNDERWRITERS AT LLOYD'S
LONDON, an England corporation; ST.
22 PAUL FIRE AND MARINE
INSURANCE COMPANY, a Connecticut
23 corporation,

24 Defendants.

25 EVEREST NATIONAL INSURANCE
COMPANY, a Delaware corporation,

26 Counterclaimant,

27 v.

28 CENTEX HOMES, a Nevada general

Case No.: 2:16-cv-01958-JAD-VCF

**STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF TIME TO
FILE RESPONSIVE PLEADING TO
EVEREST NATIONAL INSURANCE
COMPANY'S CROSS-COMPLAINT**

[FIRST REQUEST]

1 partnership,
2
3 Counterdefendant.
4
5 EVEREST NATIONAL INSURANCE
6 COMPANY, a Delaware corporation,
7
8 Cross-Claimant,
9
10 v.
11
12 NAVIGATORS SPECIALTY
13 INSURANCE
14 COMPANY, a New York
15 corporation; INTERSTATE FIRE &
16 CASUALTY COMPANY, an Illinois
17 corporation; LEXINGTON
18 INSURANCE COMPANY, a Delaware
19 corporation; FEDERAL INSURANCE
20 COMPANY, an Indiana
21 corporation; UNDERWRITERS AT
22 LLOYDS LONDON, an England
23 corporation; and ST. PAUL FIRE
24 AND MARINE INSURANCE
25 COMPANY, a
26 Connecticut corporation
27
28 Cross-Defendants.

16 Defendant and Cross-Defendant Certain Underwriters at Lloyd's, London's
17 ("Underwriters"), by and through its counsel of record, Timothy J. Lepore of Ropers Majeski
18 Kohn & Bentley, and Defendant, Counterclaimant, and Cross-Claimant Everest National
19 Insurance Company ("Everest"), by and through its counsel of record, Theodore J. Kurtz of
20 Selman Breitman LLP, hereby stipulate to extend the deadline for Underwriters to file a response
21 to Everest's Cross-Complaint. This is Underwriters first stipulation for an extension of time to file
22 a response to Everest's Cross-Complaint, which is currently due on February 9, 2017.

23 //

24 //

25 //

Ropers Majeski Kohn & Bentley
A Professional Corporation
Las Vegas

The basis for this stipulation is that pending before this Court is Co-Defendant St. Paul Fire and Marine Insurance Company's Motion to Dismiss Plaintiff Centex Homes' Complaint for lack of subject matter jurisdiction, which affects all parties to this action. Because of St. Paul's pending Motion to Dismiss, Everest and Underwriters hereby stipulate and agree that Underwriters last day to respond to Everest's Cross-Complaint is 14 days from the date this Court enters its order on St. Paul's Motion to Dismiss.

Dated: this 8th day of February, 2017

ROPERS, MAJESKI, KOHN & BENTLEY

By: /s/ Timothy J. Lepore

STEPHEN J. ERIGERO
Nevada Bar No. 11562
TIMOTHY J. LEPORE
Nevada Bar No. 13908
3753 Howard Hughes Pkwy., Suite 200
Las Vegas, Nevada 89169
Attorneys for Defendant
CERTAIN UNDERWRITERS AT
LLOYDS LONDON

Dated: this 8th day of February, 2017

SELMAN BREITMAN LLP

By: /s/ Theodore J. Kurtz

Theodore J. Kurtz
Nevada Bar No. 1344
3993 Howard Hughes Parkway, Suite 200
Las Vegas, NV 89169
Telephone: (702) 430-5902
Attorneys for Defendant, Counterclaimant
and Cross-claimant
EVEREST NATIONAL INSURANCE
COMPANY

A status check in this matter is set for **10:00 a.m. on August 9, 2017** in Courtroom 3D

IT IS SO ORDERED.



UNITED STATES ~~DISTRICT~~ DISTRICT COURT JUDGE
MAGISTRATE

DATED: February 9, 2017